CF1002

SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

W.P. NO. 5121 /2006

PETITIONER : Kuldeep Yaduraj, S/o Dr. A.D. Yaduraj, aged about 32 years, being Karya Sahayak (Pariksha Vibhag) Guru Ghasi Das University, Bilaspur, Distt. -Bilaspur (C.G.)

P.R. No. 2238/06 R.M. S/C Bilaspur
Presented by Shri
dated 11/12/06

VERSUS

RESPONDENTS : 1. Guru Ghasidas University, Though - It's Registrar, Koni, Bilaspur (C.G.)

2. Vice Chancellor, Guru Ghasidas University, Koni, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226/~~227~~ OF CONSTITUTION OF INDIA

The petitioner submits as under :-

(36)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 7121 of 2006

Petitioner: Kuldeep Yaduraj

Versus

Respondents: Guru Ghasidas University & *another*

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri H. M. Sholapurkar, Advocate for the petitioner.

Shri Ashish Shrivastava, Advocate for the Respondents.

ORDER

(Passed on this 16th day of January, 2007)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The petitioner, who was posted as Office Assistant with the respondent/University in the Examination Section, was directed to work in the Physical Education Section vide order dated 22.11.2006 (Annexure P/1).
2. The petitioner has filed this transfer petition on the ground that there was a ban during the election process and the alleged transfer is contrary to the Election Guidelines Book, 2004 (निर्वाचन निर्देश–पुस्तिका 2004), as clause 20 of the said book prohibits transfer of any employee/officer working in government department, corporations, boards or any other institution of the State Government. The election was concluded on 4th December, 2006.
3. On perusing the records it is apparent that the order dated 22.11.2006 is not a transfer order but it is a placement within the University from one section to other section. Owing to the said order the petitioner was not required to shift his residence from one place to other place, causing prejudice to him, when he was involved in the election process.
4. Be that as it may, the present case is not a case of transfer as contemplated in the Book, 2004 for the ban while election process was going on. Thus this petition deserves to be and is dismissed summarily. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur